

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kelly J. Tucker Art Unit: 3737  
Application No.: 10/532,785 Examiner: Not Yet Assigned  
I.A. Filing Date: October 29, 2003 Conf. No.: 6649  
Title: INTRACARDIAC CATHETER AND METHOD OF USE

**Mail Stop PCT**

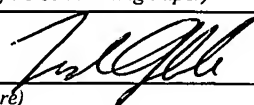
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35**  
**U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

In response to the Notification of Missing Requirements under 35 U.S.C. 371 mailed September 23, 2005, enclosed are:

1. One (1) copy of the Notification of Missing Requirements under 35 U.S.C. 371 mailed September 23, 2005 (2 pages);
2. One (1) executed Declaration for Patent Application (2 pages);
3. One (1) Power of Attorney by Assignee (2 pages); and
4. Return Receipt Postcard.

<b>CERTIFICATION UNDER 37 CFR §1.10</b> "EXPRESS MAIL" Mailing Label Number: <b>EV 627 502 387 US</b> Date of Deposit: <b>October 17, 2005</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
JOSH GIBBS (Name of Person Mailing Paper)	
 (Signature)	October 17, 2005 (Date)

In re Application of:

Kelly J. Tucker

Application No.: 10/532,785

I.A. Filing Date: October 29, 2003

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PATENT

Attorney Docket No.: TUCK1100-2

Applicant claims **SMALL ENTITY** status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.


The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	45-20	=	25	X	\$25	\$50	=	[\$625.00]	\$ .00
Independent Claims	3-3	=	0	X	\$100	\$200	=	\$ .00	\$ .00
Multiple Dependent Claims Present: ____ Yes <u>x</u> No					\$160	\$360		N/A	N/A
Fee for Each Additional 50 Sheets in Excess of 100 Pages					\$125	\$250		N/A	N/A
					FILING FEE			[\$ 150.00]	\$ 300.00
					SEARCH FEE			[\$ 50.00]	\$ 100.00
					EXAM FEE			[\$ 100.00]	\$ 200.00
					SURCHARGE FEE			[\$ 65.00]	\$ 130.00
					TOTAL FEE			[\$ 990.00]	

No fee is deemed necessary in connection with the filing of this paper. However, if a fee is required, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: October 17, 2005

  
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**USPTO CUSTOMER NUMBER 28213**  
DLA PIPER RUDNICK GRAY CARY US LLP  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,785	Kelly J., M., D., Tucker	TUCK1100-2

INTERNATIONAL APPLICATION NO.
PCT/US03/34622

I.A. FILING DATE	PRIORITY DATE
10/29/2003	10/29/2002

28213  
 DLA PIPER RUDNICK GRAY CARY US, LLP  
 4365 EXECUTIVE DRIVE  
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 SAN DIEGO, CA 92121-2133

CONFIRMATION NO. 6649

371 FORMALITIES LETTER



\*OC000000017091039\*

Date Mailed: 09/23/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/25/2005
- Copy of the International Search Report filed on 04/25/2005
- Preliminary Amendments filed on 04/25/2005
- Oath or Declaration filed on 04/25/2005
- Small Entity Statement filed on 04/25/2005
- Request for Immediate Examination filed on 04/25/2005
- U.S. Basic National Fees filed on 04/25/2005
- Priority Documents filed on 04/25/2005

PATENT DOCKETING

OCT 03 2005

DLA PIPER

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,785	PCT/US03/34622	TUCK1100-2

FORM PCT/DO/EO/905 (371 Formalities Notice)